



ARIZONA BOARD OF ATHLETIC TRAINING

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REGULAR SESSION MEETING MINUTES

October 5, 2009

Board Members Present: Scott Linaker, ATC – Chairman
Laurie White, ATC – Vice-Chair
Michael Nesbitt, ATC

Board Members Absent: Michael Vaughn, Public Member
Jennifer Fadeley, Public Member

Staff Present: Wendy Hammon, Executive Director
Christie Van Wormer, Administrative Assistant

Legal Staff Present: Mark Harris, Assistant Attorney General

Call to order

The regularly scheduled meeting of the Arizona State Board of Athletic Training was called to order at 9:10 a.m. Chairman, Scott Linaker presiding.

Approval of minutes

Meeting Minutes of September 14, 2009

Michael Nesbitt moved to approve the meeting minutes of September 14, 2009 as written. Laurie White seconded the motion. The motion passed 3-0.

First Executive Session Minutes of September 14, 2009

Laurie White moved to approve the first executive session meeting minutes of September 14, 2009 as written. Michael Nesbitt seconded the motion. The motion passed 3-0.

Second Executive Session Minutes of September 14, 2009

Michael Nesbitt moved to approve the second executive session meeting minutes of September 14, 2009 as written. Laurie White seconded the motion. The motion passed 3-0.

Third Executive Session Minutes of September 14, 2009

Laurie White moved to approve the third executive session meeting minutes of September 14, 2009 as written. Michael Nesbitt seconded the motion. The motion passed 3-0.

Review Board Meeting Schedule

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November 2, 2009, 9:00 a.m. (telephonic)
December 7, 2009, 9:00 a.m. (telephonic)

There were no current conflicts with these meeting dates however telephonic may change to in person depending on what is happening with the sunset. Staff will notify Board of final meeting location.

Declaration of conflicts of Interest

Mr. Linaker asked if anyone needed to declare a conflict of interest based on anything on the agenda. None of the Board members indicated that they needed to do so.

Initial Review of Complaints

1. Board staff reported that there were no new complaints filed.

Discipline Status Report

1. Tara Hodge – Board staff reported that they have sent another letter to Ms. Hodge per the Board's request but have not heard from her.

AT 9:15 a.m. Mike Nesbitt moved to go into executive session for the purpose of seeking legal guidance. The motion was seconded by Laurie White and passed 3-0.

The Board returned to public session at 9:28 a.m.

Upon returning to public session, the Board discussed various options available to them as to further action on this matter. During the discussion, Board staff noticed and advised the Board that Ms. Hodge had been given until October 23, 2009, to provide her response. Given this fact, the Board tabled this item until the November meeting.

2. Aaron Howard – Board staff reported that no additional information has been received from Aaron Howard.
3. Daniel Wright – Board staff reported that no additional information has been received from Mr. Wright.
4. Theresa Doherty – Board staff reported that no additional information has been received from Ms. Doherty.
5. Taleen Horton – Ms. Horton submitted course information for the Board's review. After considerable discussion the Board determined that the information provided was not sufficient to make a determination on appropriateness of the courses proposed. The Board directed staff to request more detailed information and to be sure that Ms. Horton understood that the ethics required could be part of another course.
6. Lisa Gandolfi - Board staff reported that no additional information has been received from Ms. Gandolfi.
7. Michael McKenney – Mr. McKenney submitted information to the Board for consideration in lieu of continuing education. After considerable discussion the Board determined that the proposal submitted by Mr. McKenney is not sufficient. The Board directed staff to respond to Mr. McKenney's proposal and provide the guidance that his proposal must include the specific information that he is going to transmit. In other words he is to

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submit a script that he will use which must include that any questions that arise from the email be directed to Board staff. Second that the transmission should be done via email and he needs to advise the Board as to how he is going to obtain email addresses. Third that he needs to email not less than 300 individuals which must include male and female trainers, must be across all geographic locations in Arizona, and must include all work settings (schools, private settings, physical therapy or other medical offices, etc.) Finally, Mr. McKenney needs to request a response from the individuals to provide as proof that the emails were sent and received. This information is to be received prior to the November meeting. Laurie White moved to request this information which was seconded by Michael Nesbitt and passed by a 3-0 vote.

8. Ilene Miller – Board staff advised the board that Ms. Miller's consent agreement had been mailed but that there had not been a response as of yet.

Substantive review, discussion, and vote regarding the applications for licenses as follows

a. Initial applications

Jamie McClelland	Elizabeth Thompson		
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Laurie White moved to approve the applicants for licensure listed on the "initial applicant list". Michael Nesbitt seconded the motion. The motion passed 3-0.

b. Renewal applications

Gregory Barajas	Ricardo Moreno	Snadra Oligny	Edward Orr
Ben Potenziano	Don Rackey	Courtney Runner	Gregg Schroeder
Scott Takao	Bardley Tedder	Jessica Thomas	Daisha Tillman
Jerod Torrey	Gerilyn Trulove-Mellor	Kyle Turner	Kelly Vanhove
Arthur Wattawa	Gayle Weaver	Laurie White	George Williams
Renee Williams	John Woolf	Hal Wyatt	Mariel Yakuboff

Laurie White moved to approve the renewal applications with the exception of Ricardo Moreno and Courtney Runner. The motion was seconded by Michael Nesbitt and passed 3-0.

c. Renewal applications: (continued practice without current license)

With regard to Ricardo Moreno, Laurie White moved to approve his renewal application and Michael Nesbitt seconded the motion. The motion passed 3-0.

Mr. Moreno was present and available to the Board for questions regarding his lapsed license. The Board reviewed a letter from Mr. Moreno and Board staff provided the facts for the Board's consideration. After questioning and consideration of the information provided, Laurie White moved to issue a confidential advisory letter to Mr. Moreno which was seconded by Michael Nesbitt. The motion passed 3-0.

Michael Nesbitt moved to approve the renewal application of Courtney Runner which was seconded by Laurie White. The motion passed 3-0.

Laurie White moved to open a complaint on Courtney Runner which was seconded by Michael Nesbitt and passed 3-0.

Courtney Runner was present and answered questions posed by the Board. At the conclusion of the interview, Michael Nesbitt moved to issue an advisory letter to Courtney Runner which was seconded by Laurie White. The motion passed 3-0

Review, discussion and Possible Action – Other Business

a. Update from Mike Nesbitt on Occupational Therapy Board (OT) Meeting

Michael Nesbitt provided a brief overview of his attendance at the OT Board Meeting providing confirmation of the Board's satisfaction with the performance of the Executive Director and emphasizing the critically important nature of the function of the Executive Director given that the AT Board is going through a sunset review this year. He also confirmed that the OT Board voted to retain the Executive Director until the end of December 2009. Any further extension will be discussed in the December meeting.

b. Review draft letter to OT Board – Scott Linaker asked the Board to review a draft letter to the OT Board which included a request for a joint meeting a couple time a year. Board members asked when the OT meetings occurred and staff provided that they are usually the second Friday of each month. It was determined that if the meeting was to occur the logistics would be worked out at a later date. Michael Nesbitt requested that this item continue to be carried as an agenda item.

Review, Discussion and Possible Action on Administrative Matters

a. Revenue and Expenditure Report

Board staff stated that there was nothing remarkable about the budget report for this month. However, it was pointed out that the transfer of personal services dollars for the AT administrative assistant had been done.

b. Review of Administrative Project Status

Office Space – The Executive Director reported that the Governor's Office had stopped the move to the 7th Avenue space in that there is state office space available. It is uncertain at this point as to what will happen but staff will keep the Board updated as information becomes available.

Lawsuit – The Executive Director advised the Board that there has been no additional information forthcoming regarding the Microsoft lawsuit.

Risk Management – The Executive Director reported that the transfer of funds has not yet occurred but that staff are continuing to follow-up on the return of the money.

Governor's Office – There is no change with respect to the moratorium on rule making.

Executive Director – The Board discussed the value of having a representative present at the Occupational Therapy Board meeting on Friday to provide input regarding the executive director position. Laurie White moved to authorize Michael Nesbitt to represent the Board's interest at this meeting. The motion was seconded by Scott Linaker and passed 3-0.

AT Sunset – The Executive Director requested that the Board consider this item last so that the attorney could leave if he so desired.

HB2306 – Board staff reported that this bill went into effect on October 1, 2009. What this will do is relieve licensees from continuing to have to prove citizenship and/or right to work. Once it has been provided all they will need to do is to sign an affirmation that the information previously submitted is still correct. Changes to the website and application have been made and are on line.

Board Member – A letter has been sent requesting that the 5th Board member be replaced due to non-participation. Staff will follow-up and track on this item.

The Board then returned to the topic of the AT Sunset. Various members of the Arizona Athletic Trainers Association (AzATA) were present to provide additional insight into this process. The legislative sunset committee set the meeting for October 8, 2009, at 9:30 a.m. A lengthy discussion regarding the roles of each organization and topics to be covered by each was held. Once the logistics were planned and topics discussed, Board staff was directed to put the presentation by the Board together. Staff will work directly with Scott Linaker who will speak on behalf of the Board.

c. Future agenda items

A reminder was given to continue to include the status of the Executive Director on the agenda. Additionally, the status of the sunset will continue to be included.

Call to the Public

A call to the public was made and no public comment was received.

Adjournment

There being no further business before the Board, Laurie White made a motion to adjourn the meeting which was seconded by Michael Nesbitt. The meeting adjourned at 11:55 a.m.

Respectfully submitted,

Wendy H. Hammon
Executive Director